

BB

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS

EASTERN DIVISION,

FILED

United States of America ex rel.)

JAN 28 2008 a.m.

SAM COOK,)

07

Petitioner,)

No. 07-C 6851 MICHAEL W. DOBBINS
CLERK, U.S. DISTRICT COURT

vs.)

TERRY McCANN, WARDEN, Stateville)

Honorable: MILTON SHADUR

Correctional Center,)

Presiding Judge

Respondent.

MOTION TO VACATE ORDER OF JANUARY 04, 2008

Now comes the Petitioner, SAM COOK, and respectfully moves this Honorable Court to VACATE its ORDER of JANUARY 04, 2008, for the following reasons:

1. The hereto attached court docket sheet shows beyond doubt that there was not, nor has there ever been a 81/2 month delay in his filing;
2. Further, the docket sheets shows that all delays in regards to the times was by the circuit court in its failure to reply;
3. That the docket sheets show that each time there was a delay and that at no time was there a time gap of 81/2 months as this court has stated;
4. That petitioner submits the docket sheet as exhibit to the proof that the 81/2 month did not exist.

WHEREFORE, petitioner would respectfully pray that this Honorable Court VACATE its order of JANUARY 04, 2008 and REINSTATE PETITIONERS WRIT, or in the alternative, accept this as notice of appeal along with the attached papers.

DATED: 1-16-2008, 2008:

Respectfully Submitted,

Sam Cook

SAM COOK B-39441
2008

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS
PEOPLE OF THE STATE OF ILLINOIS

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VS

NUMBER 98CR3072101

SAM COOK

CERTIFIED STATEMENT OF CONVICTION / DISPOSITION

I, DOROTHY BROWN, Clerk of the Circuit Court of Cook County, Illinois, and keeper of the records and seal thereof do hereby certify that the electronic records of the Circuit Court of Cook County show that:

The States Attorney of Cook County filed an INDICTMENT/INFORMATION with the Clerk of the Circuit Court.

Charging the above named defendant with:

720-5/9-1(A) (1) F MURDER/INTENT TO KILL/INJ
720-5/9-1(A) (2) F MURDER/STRONG PROB KILL/INJURE

The following disposition(s) was/were rendered before the Honorable Judge(s):

12/01/98 IND/INFO-CLK OFFICE-PRES JUDGE 98CR3072101 ID# CR100820209	12/18/98 1701
12/18/98 CASE ASSIGNED FITZGERALD, THOMAS R.	12/18/98 1718
12/18/98 DEFENDANT IN CUSTODY SIMMONS, HENRY R. JR	
12/18/98 PRISONER DATA SHEET TO ISSUE SIMMONS, HENRY R. JR	
12/18/98 APPEARANCE FILED SIMMONS, HENRY R. JR	
12/18/98 DEFENDANT ARRAIGNED SIMMONS, HENRY R. JR	
12/18/98 PLEA OF NOT GUILTY SIMMONS, HENRY R. JR	
12/18/98 CONTINUANCE BY AGREEMENT SIMMONS, HENRY R. JR	01/14/99
01/14/99 DEFENDANT IN CUSTODY SIMMONS, HENRY R. JR	
01/14/99 PRISONER DATA SHEET TO ISSUE SIMMONS, HENRY R. JR	
01/14/99 CONTINUANCE BY AGREEMENT SIMMONS, HENRY R. JR	02/10/99
02/10/99 DEFENDANT IN CUSTODY SIMMONS, HENRY R. JR	
02/10/99 PRISONER DATA SHEET TO ISSUE SIMMONS, HENRY R. JR	
02/10/99 CONTINUANCE BY AGREEMENT SIMMONS, HENRY R. JR	03/12/99

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS
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VS NUMBER 98CR3072101
 SAM COOK

CERTIFIED STATEMENT OF CONVICTION / DISPOSITION

I, DOROTHY BROWN, Clerk of the Circuit Court of Cook County, Illinois, and keeper of the records and seal thereof do hereby certify that the electronic records of the Circuit Court of Cook County show that:

The States Attorney of Cook County filed an INDICTMENT/INFORMATION
 03/12/99 DEFENDANT IN CUSTODY

SIMMONS, HENRY R. JR
 03/12/99 PRISONER DATA SHEET TO ISSUE

SIMMONS, HENRY R. JR
 03/12/99 CONTINUANCE BY AGREEMENT 04/13/99

SIMMONS, HENRY R. JR
 04/13/99 DEFENDANT IN CUSTODY

SIMMONS, HENRY R. JR
 04/13/99 PRISONER DATA SHEET TO ISSUE

SIMMONS, HENRY R. JR
 04/13/99 CONTINUANCE BY AGREEMENT 05/25/99

SIMMONS, HENRY R. JR
 05/25/99 DEFENDANT IN CUSTODY

SIMMONS, HENRY R. JR
 05/25/99 PRISONER DATA SHEET TO ISSUE

SIMMONS, HENRY R. JR
 05/25/99 CONTINUANCE BY AGREEMENT 06/23/99

SIMMONS, HENRY R. JR
 06/23/99 DEFENDANT IN CUSTODY

SIMMONS, HENRY R. JR
 06/23/99 PRISONER DATA SHEET TO ISSUE

SIMMONS, HENRY R. JR
 06/23/99 CONTINUANCE BY AGREEMENT 06/24/99

SIMMONS, HENRY R. JR
 06/24/99 DEFENDANT IN CUSTODY

SIMMONS, HENRY R. JR
 06/24/99 PRISONER DATA SHEET TO ISSUE

SIMMONS, HENRY R. JR
 06/24/99 BEHAVIOR CLINIC EXAM ORDERED 06/24/99

SIMMONS, HENRY R. JR
 06/24/99 CONTINUANCE BY AGREEMENT 08/04/99

SIMMONS, HENRY R. JR
 08/04/99 DEFENDANT IN CUSTODY

SIMMONS, HENRY R. JR
 08/04/99 PRISONER DATA SHEET TO ISSUE

SIMMONS, HENRY R. JR
 08/04/99 CONTINUANCE BY AGREEMENT 09/02/99

SIMMONS, HENRY R. JR

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS
 PEOPLE OF THE STATE OF ILLINOIS

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VS NUMBER 98CR3072101
 SAM COOK

CERTIFIED STATEMENT OF CONVICTION / DISPOSITION

I, DOROTHY BROWN, Clerk of the Circuit Court of Cook County, Illinois, and keeper of the records and seal thereof do hereby certify that the electronic records of the Circuit Court of Cook County show that:

The States Attorney of Cook County filed an INDICTMENT/INFORMATION
 09/02/99 DEFENDANT IN CUSTODY

SIMMONS, HENRY R. JR

09/02/99 PRISONER DATA SHEET TO ISSUE

SIMMONS, HENRY R. JR

09/02/99 CONTINUANCE BY AGREEMENT

09/28/99

SIMMONS, HENRY R. JR

09/28/99 DEFENDANT IN CUSTODY

SIMMONS, HENRY R. JR

09/28/99 PRISONER DATA SHEET TO ISSUE

SIMMONS, HENRY R. JR

09/28/99 DISCOVERY ANSWER FILED

SIMMONS, HENRY R. JR

09/28/99 CHANGE PRIORITY STATUS

R

SIMMONS, HENRY R. JR

09/28/99 WITNESSES ORDERED TO APPEAR

SIMMONS, HENRY R. JR

09/28/99 CONTINUANCE BY AGREEMENT

11/12/99

SIMMONS, HENRY R. JR

11/12/99 DEFENDANT IN CUSTODY

SIMMONS, HENRY R. JR

11/12/99 PRISONER DATA SHEET TO ISSUE

SIMMONS, HENRY R. JR

11/12/99 WITNESSES ORDERED TO APPEAR

SIMMONS, HENRY R. JR

11/12/99 CONTINUANCE BY AGREEMENT

01/13/00

SIMMONS, HENRY R. JR

01/13/00 DEFENDANT IN CUSTODY

00/00/00

LACY, WILLIAM G.

01/13/00 PRISONER DATA SHEET TO ISSUE

00/00/00

LACY, WILLIAM G.

01/13/00 CONTINUANCE BY AGREEMENT

03/09/00

LACY, WILLIAM G.

03/09/00 DEFENDANT IN CUSTODY

00/00/00

SALONE MARCUS R.

03/09/00 PRISONER DATA SHEET TO ISSUE

00/00/00

SALONE MARCUS R.

03/09/00 CONTINUANCE BY AGREEMENT

04/10/00

SALONE MARCUS R.

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS
 PEOPLE OF THE STATE OF ILLINOIS

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VS NUMBER 98CR3072101
 SAM COOK

CERTIFIED STATEMENT OF CONVICTION / DISPOSITION

I, DOROTHY BROWN, Clerk of the Circuit Court of Cook County, Illinois, and keeper of the records and seal thereof do hereby certify that the electronic records of the Circuit Court of Cook County show that:

The States Attorney of Cook County filed an INDICTMENT/INFORMATION
 04/18/00 DEFENDANT IN CUSTODY 00/00/00
 SIMMONS, HENRY R. JR
 04/18/00 PRISONER DATA SHEET TO ISSUE 00/00/00
 SIMMONS, HENRY R. JR
 04/18/00 CONTINUANCE BY AGREEMENT 05/03/00
 SIMMONS, HENRY R. JR
 05/03/00 DEFENDANT IN CUSTODY 00/00/00
 SIMMONS, HENRY R. JR
 05/03/00 PRISONER DATA SHEET TO ISSUE 00/00/00
 SIMMONS, HENRY R. JR
 05/03/00 CONTINUANCE BY AGREEMENT 06/12/00
 SIMMONS, HENRY R. JR
 06/12/00 DEFENDANT IN CUSTODY 00/00/00
 SIMMONS, HENRY R. JR
 06/12/00 PRISONER DATA SHEET TO ISSUE 00/00/00
 SIMMONS, HENRY R. JR
 06/12/00 WITNESSES ORDERED TO APPEAR 00/00/00
 SIMMONS, HENRY R. JR
 06/12/00 CONTINUANCE BY AGREEMENT 08/16/00
 SIMMONS, HENRY R. JR
 08/16/00 DEFENDANT IN CUSTODY 00/00/00
 SIMMONS, HENRY R. JR
 08/16/00 PRISONER DATA SHEET TO ISSUE 00/00/00
 SIMMONS, HENRY R. JR
 08/16/00 WITNESSES ORDERED TO APPEAR 00/00/00
 SIMMONS, HENRY R. JR
 08/16/00 CONTINUANCE BY AGREEMENT 09/20/00
 SIMMONS, HENRY R. JR
 09/20/00 DEFENDANT IN CUSTODY 00/00/00
 SIMMONS, HENRY R. JR
 09/20/00 PRISONER DATA SHEET TO ISSUE 00/00/00
 SIMMONS, HENRY R. JR
 09/20/00 WITNESSES ORDERED TO APPEAR 00/00/00
 SIMMONS, HENRY R. JR
 09/20/00 CONTINUANCE BY AGREEMENT 10/12/00
 SIMMONS, HENRY R. JR
 10/12/00 DEFENDANT IN CUSTODY 00/00/00
 SIMMONS, HENRY R. JR

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS

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PEOPLE OF THE STATE OF ILLINOIS

VS

NUMBER 98CR3072101

SAM COOK

CERTIFIED STATEMENT OF CONVICTION / DISPOSITION

I, DOROTHY BROWN, Clerk of the Circuit Court of Cook County, Illinois, and keeper of the records and seal thereof do hereby certify that the electronic records of the Circuit Court of Cook County show that:

The States Attorney of Cook County filed an INDICTMENT/INFORMATION
 10/12/00 PRISONER DATA SHEET TO ISSUE 00/00/00
 SIMMONS, HENRY R. JR
 10/12/00 WITNESSES ORDERED TO APPEAR 00/00/00
 SIMMONS, HENRY R. JR
 10/12/00 CONTINUANCE BY AGREEMENT 11/15/00
 SIMMONS, HENRY R. JR
 11/15/00 DEFENDANT IN CUSTODY 00/00/00
 SIMMONS, HENRY R. JR
 11/15/00 PRISONER DATA SHEET TO ISSUE 00/00/00
 SIMMONS, HENRY R. JR
 11/15/00 WITNESSES ORDERED TO APPEAR 00/00/00
 SIMMONS, HENRY R. JR
 11/15/00 CONTINUANCE BY AGREEMENT 12/11/00
 SIMMONS, HENRY R. JR
 12/11/00 PRISONER DATA SHEET TO ISSUE 00/00/00
 SIMMONS, HENRY R. JR
 12/11/00 MOTION TO WITHDRAW AS ATTORNEY S 2
 DICKINSON
 SIMMONS, HENRY R. JR
 12/11/00 PUBLIC DEFENDER APPOINTED 00/00/00
 SIMMONS, HENRY R. JR
 12/11/00 MOTION DEFT - CONTINUANCE - MD 01/31/01
 SIMMONS, HENRY R. JR
 01/31/01 DEFENDANT IN CUSTODY 00/00/00
 SIMMONS, HENRY R. JR
 01/31/01 PRISONER DATA SHEET TO ISSUE 00/00/00
 SIMMONS, HENRY R. JR
 01/31/01 CONTINUANCE BY AGREEMENT 03/09/01
 SIMMONS, HENRY R. JR
 03/09/01 DEFENDANT IN CUSTODY 00/00/00
 SIMMONS, HENRY R. JR
 03/09/01 PRISONER DATA SHEET TO ISSUE 00/00/00
 SIMMONS, HENRY R. JR
 03/09/01 MOTION DEFT - CONTINUANCE - MD 04/19/01
 SIMMONS, HENRY R. JR
 04/19/01 DEFENDANT IN CUSTODY 00/00/00
 SIMMONS, HENRY R. JR

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS

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PEOPLE OF THE STATE OF ILLINOIS

VS

NUMBER 98CR3072101

SAM COOK

CERTIFIED STATEMENT OF CONVICTION / DISPOSITION

I, DOROTHY BROWN, Clerk of the Circuit Court of Cook County, Illinois, and keeper of the records and seal thereof do hereby certify that the electronic records of the Circuit Court of Cook County show that:

The States Attorney of Cook County filed an INDICTMENT/INFORMATION
 04/19/01 PRISONER DATA SHEET TO ISSUE 00/00/00
 SIMMONS, HENRY R. JR
 04/19/01 WITNESSES ORDERED TO APPEAR 00/00/00
 WITH JURY
 SIMMONS, HENRY R. JR
 04/19/01 CONTINUANCE BY AGREEMENT 06/25/01
 SIMMONS, HENRY R. JR
 06/25/01 DEFENDANT IN CUSTODY 00/00/00
 LACY, WILLIAM G.
 06/25/01 PRISONER DATA SHEET TO ISSUE 00/00/00
 LACY, WILLIAM G.
 06/25/01 CONTINUANCE BY AGREEMENT 07/06/01
 LACY, WILLIAM G.
 07/06/01 DEFENDANT IN CUSTODY 00/00/00
 LACY, WILLIAM G.
 07/06/01 PRISONER DATA SHEET TO ISSUE 00/00/00
 LACY, WILLIAM G.
 07/06/01 CONTINUANCE BY AGREEMENT 07/09/01
 LACY, WILLIAM G.
 07/09/01 DEFENDANT IN CUSTODY 00/00/00
 SIMMONS, HENRY R. JR
 07/09/01 PRISONER DATA SHEET TO ISSUE 00/00/00
 SIMMONS, HENRY R. JR
 07/09/01 WITNESSES ORDERED TO APPEAR 00/00/00
 SIMMONS, HENRY R. JR
 07/09/01 CONTINUANCE BY AGREEMENT 08/06/01
 SIMMONS, HENRY R. JR
 08/06/01 DEFENDANT IN CUSTODY 00/00/00
 SIMMONS, HENRY R. JR
 08/06/01 PRISONER DATA SHEET TO ISSUE 00/00/00
 SIMMONS, HENRY R. JR
 08/06/01 BEHAVIOR CLINIC EXAM ORDERED 08/06/01
 SIMMONS, HENRY R. JR
 08/06/01 ENTERED AND CONTINUED 00/00/00
 SIMMONS, HENRY R. JR
 08/06/01 CONTINUANCE BY AGREEMENT 08/08/01
 SIMMONS, HENRY R. JR

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS
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VS NUMBER 98CR3072101
 SAM COOK

CERTIFIED STATEMENT OF CONVICTION / DISPOSITION

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The States Attorney of Cook County filed an INDICTMENT/INFORMATION
 01/30/02 PRISONER DATA SHEET TO ISSUE 00/00/00
 SIMMONS, HENRY R. JR
 01/30/02 WITNESSES ORDERED TO APPEAR 00/00/00
 SIMMONS, HENRY R. JR
 01/30/02 TRIAL COMENCED AND CONTINUED 01/31/02
 SIMMONS, HENRY R. JR
 01/31/02 DEFENDANT IN CUSTODY 00/00/00
 SIMMONS, HENRY R. JR
 01/31/02 PRISONER DATA SHEET TO ISSUE 00/00/00
 SIMMONS, HENRY R. JR
 01/31/02 VERDICT OF GUILTY C001 00/00/00
 SIMMONS, HENRY R. JR
 01/31/02 BAIL REVOKED 00/00/00
 SIMMONS, HENRY R. JR
 01/31/02 PRE-SENT INVEST. ORD, CONTD TO 00/00/00
 SIMMONS, HENRY R. JR
 01/31/02 CONTINUANCE BY ORDER OF COURT 02/25/02
 SIMMONS, HENRY R. JR
 02/25/02 DEFENDANT IN CUSTODY 00/00/00
 SIMMONS, HENRY R. JR
 02/25/02 PRISONER DATA SHEET TO ISSUE 00/00/00
 SIMMONS, HENRY R. JR
 02/25/02 MOTION DEFT - CONTINUANCE - MD 03/20/02
 SIMMONS, HENRY R. JR
 03/20/02 DEFENDANT IN CUSTODY 00/00/00
 SIMMONS, HENRY R. JR
 03/20/02 PRISONER DATA SHEET TO ISSUE 00/00/00
 SIMMONS, HENRY R. JR
 03/20/02 CONTINUANCE BY AGREEMENT 03/28/02
 SIMMONS, HENRY R. JR
 03/28/02 DEFENDANT IN CUSTODY 00/00/00
 SIMMONS, HENRY R. JR
 03/28/02 MOTION DEFENDANT - NEW TRIAL 00/00/00 D 2
 SIMMONS, HENRY R. JR
 03/28/02 DEF SENTENCED ILLINOIS DOC C001
 42 YRS
 SIMMONS, HENRY R. JR

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS
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VS NUMBER 98CR3072101
 SAM COOK

CERTIFIED STATEMENT OF CONVICTION / DISPOSITION

I, DOROTHY BROWN, Clerk of the Circuit Court of Cook County, Illinois, and keeper of the records and seal thereof do hereby certify that the electronic records of the Circuit Court of Cook County show that:

The States Attorney of Cook County filed an INDICTMENT/INFORMATION
 03/28/02 LESSER INCLUDED OFFENSE MERGED C002

INTO CT. 1

SIMMONS, HENRY R. JR

03/28/02 CREDIT DEFENDANT FOR TIME SERV
 CREDIT FROM 10/28/1198

SIMMONS, HENRY R. JR

03/28/02 SPECIAL ORDER

ORAL MTN. TO RECONSIDER DENIED

SIMMONS, HENRY R. JR

03/28/02 PUBLIC DEF APPTD FOR APPEAL
 SIMMONS, HENRY R. JR

03/28/02 CHANGE PRIORITY STATUS
 SIMMONS, HENRY R. JR

M 00/00/00

03/28/02 LET MITTIMUS ISSUE/MITT TO ISS
 SIMMONS, HENRY R. JR

00/00/00

04/23/02 NOTICE OF APPEAL FILED, TRNSFR
 04/30/02 NOTICE OF NOTICE OF APP MAILED

00/00/00

04/30/02 HEARING DATE ASSIGNED

05/03/02 1713

05/03/02 PUBLIC DEF APPTD FOR APPEAL
 BIEBEL, PAUL JR.

00/00/00

05/03/02 O/C FREE REPT OF PROCD ORD N/C
 BIEBEL, PAUL JR.

00/00/00

05/03/02 MEMO OF ORDS & NOA PICKED-UP
 BIEBEL, PAUL JR.

00/00/00

05/15/02 APPELLATE COURT NUMBER ASGND
 05/16/02 REPT OF PRCDS ORD FR CRT RPT

00/00/00 02-1313

05/28/02 COMMON LAW RECORD PREPARED

00/00/00

06/05/02 CLR RECD BY APP COUNSEL

00/00/00

PUBLIC DEFENDER

10/01/02 TRANS PROC REC/FILED CLKS OFF

00/00/00

10/04/02 REPORT OF PROCEEDINGS PREPARED

00/00/00

10/09/02 REPRT/PROCD RECD BY APP ATTRY
 PUBLIC DEFENDER

00/00/00

01/08/03 SUPPL REPORT OF PROCD PREPARED

00/00/00

01/09/03 SUPPL REC RECD BY APPL COUNSEL
 PUBLIC DEFENDER

00/00/00

03/04/04 MANDATE FILED

03/17/04 1701

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS
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VS NUMBER 98CR3072101
 SAM COOK

CERTIFIED STATEMENT OF CONVICTION / DISPOSITION

I, DOROTHY BROWN, Clerk of the Circuit Court of Cook County, Illinois, and keeper of the records and seal thereof do hereby certify that the electronic records of the Circuit Court of Cook County show that:

The States Attorney of Cook County filed an INDICTMENT/INFORMATION
 03/17/04 REVIEW COURT AFFIRMANCE 00/00/00
 BIEBEL, PAUL JR.
 04/28/04 SPECIAL ORDER 00/00/00 F 2
 GRAND JURY REPORTS & POLICE REPORTS (ETC).
 04/28/04 HEARING DATE ASSIGNED 05/03/04 1718
 05/03/04 DEFENDANT IN CUSTODY 00/00/00
 SIMMONS, HENRY R. JR
 05/03/04 SPECIAL ORDER 00/00/00
 PROSE REQUEST DENIED
 SIMMONS, HENRY R. JR
 08/11/04 POST-CONVICTION FILED 00/00/00
 08/11/04 HEARING DATE ASSIGNED 08/20/04 1701
 08/20/04 CASE ASSIGNED 08/20/04 1718
 BIEBEL, PAUL JR.
 08/20/04 DEFENDANT IN CUSTODY 00/00/00
 SIMMONS, HENRY R. JR
 08/20/04 SPECIAL ORDER 00/00/00
 PETITION PATENTLY WITHOUT MERIT AND FRIVOLOUS THEREFORE DISMISSED
 SIMMONS, HENRY R. JR
 08/20/04 POST-CONV PETITION DENIED 00/00/00
 SIMMONS, HENRY R. JR
 08/20/04 SPECIAL ORDER 00/00/00
 CLERK WILL NOTIFY DEFENDANT IN WRITING OF THE COURT'S RULING.
 SIMMONS, HENRY R. JR
 08/25/04 NOTIFICATION SENT TO DEFENDANT 00/00/00
 09/29/04 SPECIAL ORDER 00/00/00 F 2
 RECONSIDERATION FOR CAUSE & LEAVE TO FILE AMENDED P.C. PETITION.
 09/29/04 HEARING DATE ASSIGNED 10/04/04 1718
 10/04/04 DEFENDANT IN CUSTODY 00/00/00
 GAUGHAN, VINCENT
 10/04/04 CONTINUANCE BY ORDER OF COURT 10/05/04
 GAUGHAN, VINCENT
 10/05/04 DEFENDANT IN CUSTODY 00/00/00
 SIMMONS, HENRY R. JR
 10/05/04 CONTINUANCE BY ORDER OF COURT 10/29/04
 SIMMONS, HENRY R. JR
 10/29/04 CONTINUANCE BY AGREEMENT 11/04/04
 GAUGHAN, VINCENT

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS
 PEOPLE OF THE STATE OF ILLINOIS

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VS NUMBER 98CR3072101
 SAM COOK

CERTIFIED STATEMENT OF CONVICTION / DISPOSITION

I, DOROTHY BROWN, Clerk of the Circuit Court of Cook County, Illinois, and keeper of the records and seal thereof do hereby certify that the electronic records of the Circuit Court of Cook County show that:

The States Attorney of Cook County filed an INDICTMENT/INFORMATION
 11/04/04 DEFENDANT IN CUSTODY 00/00/00
 SIMMONS, HENRY R. JR
 11/04/04 PRISONER DATA SHEET TO ISSUE 00/00/00
 SIMMONS, HENRY R. JR
 11/04/04 CONTINUANCE BY AGREEMENT 11/12/04
 SIMMONS, HENRY R. JR
 11/12/04 DEFENDANT NOT IN COURT 00/00/00
 SIMMONS, HENRY R. JR
 11/12/04 PRISONER DATA SHEET TO ISSUE 00/00/00
 SIMMONS, HENRY R. JR
 11/12/04 CONTINUANCE BY AGREEMENT 11/15/04
 SIMMONS, HENRY R. JR
 11/15/04 DEFENDANT IN CUSTODY 00/00/00
 SIMMONS, HENRY R. JR
 11/15/04 PRISONER DATA SHEET TO ISSUE 00/00/00
 SIMMONS, HENRY R. JR
 11/15/04 SPECIAL ORDER 00/00/00
 PETITION DISMISSED
 SIMMONS, HENRY R. JR
 02/02/05 SPECIAL ORDER 00/00/00 F 2
 STATUS HEARING, SUPPLEMENTAL BRIEF.
 02/02/05 HEARING DATE ASSIGNED 02/07/05 1718
 02/07/05 CONTINUANCE BY ORDER OF COURT 02/10/05
 SIMMONS, HENRY R. JR
 02/10/05 DEFENDANT IN CUSTODY 00/00/00
 SIMMONS, HENRY R. JR
 02/10/05 PREVIOUS ORDER TO STAND
 ORDER OF 11/15/2004 TO STAND 00/00/00
 SIMMONS, HENRY R. JR
 02/10/05 SPECIAL ORDER 00/00/00
 OFF CALL
 SIMMONS, HENRY R. JR
 09/10/04 NOTICE OF APPEAL FILED, TRNSFR 00/00/00
 06/17/05 NOTICE OF NOTICE OF APP MAILED 00/00/00
 06/17/05 HEARING DATE ASSIGNED 06/24/05 1713
 06/24/05 ILL STATE APPELLATE DEF APPTD
 BIEBEL, PAUL JR. 00/00/00

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS
 PEOPLE OF THE STATE OF ILLINOIS

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VS NUMBER 98CR3072101
 SAM COOK

CERTIFIED STATEMENT OF CONVICTION / DISPOSITION

I, DOROTHY BROWN, Clerk of the Circuit Court of Cook County, Illinois, and keeper of the records and seal thereof do hereby certify that the electronic records of the Circuit Court of Cook County show that:

The States Attorney of Cook County filed an INDICTMENT/INFORMATION
 06/24/05 O/C FREE REPT OF PROCD ORD N/C 00/00/00
 BIEBEL, PAUL JR.
 06/24/05 MEMO OF ORDS & NOA PICKED-UP 00/00/00
 BIEBEL, PAUL JR.
 07/15/05 APPELLATE COURT NUMBER ASGND 00/00/00 05-2085
 08/03/05 SPECIAL ORDER 00/00/00 F 2
 MOTION FOR DISCOVERY.
 08/03/05 HEARING DATE ASSIGNED 08/09/05 1718
 07/20/05 REPT OF PRCDS ORD FR CRT RPT 00/00/00
 08/09/05 SPECIAL ORDER 00/00/00
 PRO SE MOTION DENIED-OFF CALL
 SIMMONS, HENRY R. JR
 08/16/05 COMMON LAW RECORD PREPARED 00/00/00
 08/18/05 CLR RECD BY APP COUNSEL 00/00/00
 STATE APPELLATE DEFENDER
 10/12/05 TRANS PROC REC/FILED CLKS OFF 00/00/00
 10/20/05 REPT/PROCDIS RECD BY APP ATTRY 00/00/00
 STATE APPELLATE DEFENDER - ONE VOLUME
 10/20/05 REPORT OF PROCEEDINGS PREPARED 00/00/00
 (1) VOL
 12/05/05 SUPPLEMENTAL CLR PREPARED 00/00/00
 CERTAIN DOCUMENTS (1) VOL
 12/08/05 SUPPL REC RECD BY APPL COUNSEL 00/00/00
 STATE APPELLATE DEFENDER - ONE VOLUME
 10/03/06 SPECIAL ORDER 00/00/00 F 2
 MOTION DISCOVERT, POLICE REPORTS (ETC).
 10/03/06 HEARING DATE ASSIGNED 10/10/06 1718
 10/10/06 SPECIAL ORDER 00/00/00
 PRO SE REQUEST DENIED OFF CALL
 SIMMONS, HENRY R. JR
 03/12/07 MANDATE FILED 03/21/07 1701
 03/21/07 SPECIAL ORDER 00/00/00
 AFFIRMED
 PORTER DENNIS J
 11/13/07 SPECIAL ORDER 00/00/00 F 2
 DISMISS INDICTMENT.
 11/13/07 HEARING DATE ASSIGNED 11/16/07 1718

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS
 PEOPLE OF THE STATE OF ILLINOIS

Page 014

VS NUMBER 98CR3072101
 SAM COOK

CERTIFIED STATEMENT OF CONVICTION / DISPOSITION

I, DOROTHY BROWN, Clerk of the Circuit Court of Cook County, Illinois, and keeper of the records and seal thereof do hereby certify that the electronic records of the Circuit Court of Cook County show that:

The States Attorney of Cook County filed an INDICTMENT/INFORMATION
 11/16/07 DEFENDANT IN CUSTODY 00/00/00
 OBBISH JAMES M.
 11/16/07 PRISONER DATA SHEET TO ISSUE 00/00/00
 OBBISH JAMES M.
 11/16/07 SPECIAL ORDER 00/00/00
 PRO SE MOT TO DISMISS IND
 OBBISH JAMES M.
 11/16/07 CONTINUANCE BY ORDER OF COURT 12/14/07
 OBBISH JAMES M.
 11/26/07 SPECIAL ORDER 00/00/00 F 2
 GRAND JURY TRANSCRIPTS.
 11/26/07 HEARING DATE ASSIGNED 12/14/07 1718
 12/14/07 DEFENDANT IN CUSTODY 00/00/00
 OBBISH JAMES M.
 12/14/07 DEFENDANT NOT IN COURT 00/00/00
 OBBISH JAMES M.
 12/14/07 MOTION TO DISMISS INDICTMENT 00/00/00 D 2
 OBBISH JAMES M.
 12/14/07 SPECIAL ORDER 00/00/00
 WRITTEN ORDER ENTERED. OFF CALL. CLERK TO NOTIFY.
 OBBISH JAMES M.

I hereby certify that the foregoing has
 been entered of record on the above
 captioned case.
 Date 12/18/07

DOROTHY BROWN
 CLERK OF THE CIRCUIT COURT OF COOK COUNTY